

## State Water Resources Control Board

January 11, 2016

(Via email and Certified Mail)

**CERTIFIED MAIL**

**NO. 7015 1520 0001 8019 5135**

Mr. Brent Stewart, Superintendent  
Visalia Unified School District  
801 North Mooney Boulevard  
Visalia, California 93291  
[bstewart@vusd.org](mailto:bstewart@vusd.org)

**SUBJECT: FAILURE TO COMPLY; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT OPERATIONS 1, 801 NORTH MOONEY BOULEVARD, VISALIA**

Dear Mr. Stewart:

As of the date of this letter, the State Water Resources Control Board (State Water Board) has not received a response to our November 13, 2015 Notice of Violation (NOV)(attached). You are directed to correct the ongoing violations identified in the NOV and submit compliance documentation to the State Water Board and County of Tulare County Environmental Health Services within ten (10) days from the date of this letter.

Please send all compliance documentation to the following:

**State Water Board**

Mr. Thomas Henderson  
UST Enforcement Unit  
State Water Resources Control Board  
1001 I Street, 16<sup>th</sup> Floor  
Sacramento, California 95814  
[tom.henderson@waterboards.ca.gov](mailto:tom.henderson@waterboards.ca.gov)

**Local CUPA**

Mr. Joel Martens  
Program Manager  
Tulare County Environmental Health  
5957 South Mooney Boulevard  
Visalia, California 93277  
[jmartens@tularehhsa.org](mailto:jmartens@tularehhsa.org)

Failure to comply with this notice may result in an enforcement action by the State Water Board. The State Water Board reserves the right to bring an action against the owner and/or operator of the tank(s) in violation, or it may recommend that County of Tulare County Environmental Health Services pursue enforcement, or County of Tulare County Environmental Health Services may elect to pursue enforcement independently.

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [Amantha.Henkel@waterboards.ca.gov](mailto:Amantha.Henkel@waterboards.ca.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Amantha Henkel". The signature is fluid and cursive, with the first name "Amantha" written in a larger, more prominent script than the last name "Henkel".

Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

Attachment: November 13, 2015 Notice of Violation

cc: *(via email only)*

Mr. Joel Martens  
Program Manager  
Tulare County Environmental Health  
[jmartens@tularehhsa.org](mailto:jmartens@tularehhsa.org)

## State Water Resources Control Board

November 13, 2015

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 0640 0006 0950 4384**

Mr. Brent Stewart, Superintendent  
Visalia Unified School District  
801 North Mooney Boulevard  
Visalia, California 93291  
[bstewart@vusd.org](mailto:bstewart@vusd.org)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT OPERATIONS 1, 801 NORTH MOONEY BOULEVARD, VISALIA**

Dear Mr. Stewart:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on November 3, 2015 pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and title 23, California Code of Regulations (CCR), chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Financial Responsibility Onsite</b> – The chief financial officer letter was not available at the time of inspection.	All	November 3, 2015	Ongoing	23 CCR 2712(i)
2	<b>Failure to Maintain Testing Records Onsite</b> – The annual monitoring certification for 2015 and the secondary containment testing for 2013 were not available at the time of inspection.	All	November 3, 2015	Ongoing	H&SC 25293; 23 CCR 2712(b), 2715(e)
3	<b>Failure to Monitor Product Piping</b> – Monitoring sensors in the sumps are not able to detect a leak at the earliest possible opportunity. The sensors were not in the vertical position.	Dispenser 5/6, Diesel and Unleaded Turbine Sumps	November 3, 2015	Ongoing	23 CCR 2630(d)
4	<b>Failure to Maintain Monitoring System</b> – The monitoring control unit had the incorrect time of day.	All	November 3, 2015	Ongoing	23 CCR 2630(d)



**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and County of Tulare County Environmental Health Services within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Thomas Henderson  
UST Enforcement Unit  
State Water Resources Control Board  
1001 I Street, 16<sup>th</sup> Floor  
Sacramento, California 95814  
[tom.henderson@waterboards.ca.gov](mailto:tom.henderson@waterboards.ca.gov)

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If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Mr. Joel Martens  
Program Manager  
Tulare County Environmental Health  
[jmartens@tularehhsa.org](mailto:jmartens@tularehhsa.org)